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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 **LARRY JUNIOR WEBSTER,**

12 Petitioner,

CIV S-93-0306 LKK DAD DP

DEATH PENALTY CASE

13 v.

14 **S.W. ORNOSKI, Warden of the California State**
15 **Prison at San Quentin, et al.,**

ORDER

16 Respondents.
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18 Respondent in this capital federal habeas case, Warden S.W. Ornoski, has submitted a
19 request to modify the scheduling order filed on August 14, 2008, regarding the appellate process
20 claim. Petitioner opposes the request.

21 The status conference previously scheduled for November 5, 2008, is hereby
22 continued to November 7, 2008 at 10:00 a.m. and will be held in conjunction with the hearing on
23 respondent's recently filed motion to exclude and/or strike evidence with respect to petitioner's
24 claim that he was denied meaningful appellate review by the California Supreme Court. In the
25 event that motion is denied, the parties shall be prepared at the November 7, 2008, hearing to

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1 address any modification to the previously established schedule in this case necessitated by the
2 hearing on the recently filed motion.

3 IT IS SO ORDERED.

4 DATED: October 24, 2008.

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6 _____
7 DALE A. DROZD
8 UNITED STATES MAGISTRATE JUDGE

9 Ddad1/orders.capital/webster0306.102408.ord.
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